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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	CASE NO. 18-CR-577 CRB
	)	
Plaintiff,	)	<b>UNITED STATES' SUPPLEMENTARY</b>
	)	<b>BILL OF PARTICULARS</b>
v.	)	
	)	
MICHAEL RICHARD LYNCH, and	)	
STEPHEN KEITH CHAMBERLAIN,	)	
	)	
Defendants.	)	
	)	

On October 8, 2023, the United States filed a Voluntary Bill of Particulars (Document 230) ("Bill of Particulars"). The Bill of Particulars is incorporated by reference herein except as supplemented or revised as follows:

\* \* \* \* \*

**I. COUNTS ONE THROUGH SIXTEEN**

**C. Sales**

The government will adduce evidence regarding all alleged sales by Autonomy for the ten (10) quarter period from Q1 2009 through Q2 2011 including, but not limited to, the following transactions:

Quarter	Description	Approximate Amount (in millions)
Q1 2009	Bank of America	9.204
	Capax Discovery (EDD)	7.5
	Verdasys	5.25
	MicroLink	3.01
Q2 2009	Video Monitoring Services	8.57
	JP Morgan	6.438
	MicroLink	5.43
	EMC	4.75
	MicroLink	4.58
	Integracion	3.66
	Morgan Stanley	6.00
Q3 2009	MicroLink	4.91
	Pfizer	4.5
	Capax Discovery/Kraft Foods Global	4.00
	Citigroup	18.58
	JP Morgan	10.68
	Bloomberg	7.13
	Morgan Stanley	1.26
Q4 2009	Morgan Stanley	12.00
	MicroTech/Discover Technologies	9.52
	Filetek	8.00
	Capax Discovery/Eli Lilly and Company	5.99
	MicroTech/Morgan Stanley	4.66
	Capax Discovery (EDD)	4.00
	Charles Schwab	3.4
	AS Computadoras y Servicios/Secretaria de Gobernacion	2.62
	Vidient Systems	2.50
	MicroLink/Discover Technologies	2.30
	Sales Consulting/Poste Italiane	2.25
	The Goldman Sachs Group	2.015
	MicroTech/Honeywell Aerospace	1.80
	Morgan Stanley	5.90
	Credit Suisse	4.25
	SHI	1.03
Q1 2010	MicroTech/Biblioteca Apostolica Vaticana (Vatican Library)	11.00
	Bank of America	8.915
	Filetek	8.50
	Discover Technologies/CitiGroup Technology	5.50
	Capax Discovery/Financial Services Authority	4.29
	Discover Technologies/Philip Morris International Management	4.19
	Mercedes-Benz Grand Prix	1.60
	Morgan Stanley	5.29
	SHI	5.22

1		Fannie Mae	1.28
2	Q2 2010	BP	13.524
3		JP Morgan	8.7
4		MetLife	7.025
5		Tottenham Hotspur	6.24
6		BNP	2.683
7		Realise Limited/Credit Suisse Securities	1.99
8		Auxilium Tech/Biblioteca Apostolica Vaticana (Vatican Library)	1.90
9		SHI	20.12
10		Insight	5.25
11		Metro Business Systems	4.46
12		Morgan Stanley	0.69
13		JP Morgan	0.54
14	Q3 2010	FileTek/United States Veterans Administration Authority	10.00
15		Capax Discovery/Bank of America - Amgen	9.00
16		EMC	5.01
17		Mattel	3.709
18		Citadel	3.695
19		Xcel Energy	3.150
20		Red Ventures/Various end users	2.75
21		Bank of America	2.726
22		Vidient Systems	2.00
23		Zones	12.21
24		Morgan Stanley	5.65
25		SHI	3.96
26		Insight	2.43
27		Metro Business Systems	2.18
28		Bank of NY Mellon	0.20
29	Q4 2010	Prisa	9.49
30		Discover Technologies/Bank of America	7.00
31		Tikit/KPMG	6.16
32		Video Monitoring Services (Hardware)	6.05
33		Video Monitoring Services (Software)	4.75
34		MicroTech/US Department of the Interior	4.00
35		Discover Technologies/Bank of America	3.50
36		Ahold	2.815
37		Bank of America	1.95
38		Capax Discovery/Defense Knowledge Online	1.95
39		Capax Discovery/Merrill Lynch - Bank of America	1.66
40		Zones	8.58
41		SHI	8.54
42		Morgan Stanley	6.26
43		JP Morgan	1.73
44		Bank of NY Mellon	1.35
45		Amulet Hotkey	1.09
46		Insight	0.22
47	Q1 2011	Capax Discovery/UBS	8.00
48		Deutsche Bank	7.1
49		Tottenham Hotspur	6.40

1		Morgan Stanley	5.00
		Capax Discovery/McAfee	5.00
2		MicroTech LLC	3.86
		Discover Technologies/Prisa	3.60
3		MicroTech/Bank of Montreal	2.88
		Johnson & Johnson	2.287
4		Discover Technologies/ThinkTech	1.80
		BBC Monitoring	1.69
5		Capax Discovery (EDD)	1.60
		SHI	12.28
6		Amulet Hotkey	4.03
		Bank of NY Mellon	3.16
7		Insight	0.38
8		JP Morgan	0.16
9	Q2 2011	Iron Mountain	16.5
		Discover Technologies/Abbott Laboratories	8.61
10		Capax Discovery/UBS	7.66
		MicroTech/Hewlett Packard	7.00
11		MetLife	5.50
		Discover Technologies/Hyatt/Dell	5.33
12		National Bank of Canada	3.00
		JP Morgan	2.574
13		Rand	2.25
		Serious Fraud Office	2.36
14		Play	1.83
		Apple	1.84
15		Capax Discovery/Defense Knowledge Online	1.95
		SHI	8.80
16		JP Morgan	5.69
		Bank of NY Mellon	3.14
17		Amulet Hotkey	2.28
18		Insight	0.83

As the records in the Prior Proceedings reveal, the transactions identified above often involve multiple inter-related transactions combining, for example, software sales and accelerated hosting deals, hardware sales and marketing expenses for alleged new products (like SPE), and a variety of complex reciprocal deals with customers and so-called value-added resellers (VARs). The defendants have notice of these inter-related transactions from the Prior Proceedings and the government will not adduce Detailed Evidence of specific sales beyond those identified above without providing supplemental notice as described below unless the evidence contained in the government's final Exhibit List demonstrates Direct Involvement by either defendant.

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1           **G.       “Organic Growth”**

2           The government will adduce evidence about Autonomy’s misleading disclosures about “organic  
3 growth” in 2009-2011 based, in part, on misleading claims that Autonomy’s historical growth in total  
4 revenue reflected growth in sales of Autonomy’s principal product, IDOL, when, in fact, the total  
5 revenue grew mostly from revenue acquired by Autonomy through corporate acquisitions between 2000  
6 and 2011 that was mischaracterized as revenue from sales of IDOL.

7   \*   \*   \*   \*   \*

8           **II.       COUNT SEVENTEEN**

9           In compliance with the Court’s order severing Count Seventeen from the trial of the pending  
10 indictment, the United States hereby revises the entirety of Section II of the Bill of Particulars as  
11 follows:

12           Broadly, the government will not seek to adduce evidence of facts and circumstances after  
13 approximately October 2011, when HP’s acquisition of Autonomy was consummated. There will be  
14 exceptions, however. Those exceptions will be for percipient witnesses and other evidence evaluating or  
15 discussing Autonomy during the relevant period of 2009-2011 after-the-fact. For example, these  
16 exceptions include, but are not limited to, ASL’s restatement and the testimony of Christopher Yelland,  
17 Antonia Anderson, John Schultz, Joel Scott, Steven Brice, and possibly others. The United States  
18 intends to make a motion *in limine* with regard to these exceptions and seek the Court’s prior approval  
19 before adducing evidence relating to events occurring after the October 2011. The government expects  
20 the defendants to do the same.

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1 DATED: December 18, 2023

Respectfully submitted,

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4 Attorney for the United States,  
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6 28 U.S.C. § 515

7 /s/ Adam A. Reeves

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